IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SEVENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 596 of 2005

Between:

Kommu Mallamma, W/o.Kommu Kommaraiah,
R/o.Mount Nasir Apartments, Beside Ravindra Bharati,
Saifabad, Hyderabad.

..... PETITIONER

AND

1 The Director General of Police, Lakdi Ka pul, Hyderabad.
2 The Superintendent of police, Medak District.
3 The Station House officer, Jinnaram police Station, Jinnaram Mandal,
Medak District.
4 Kommu Lakshmi,
R/o.Kodakanchi Village, Jinnaram Mandal,
Medak District.
5 Penta Goud, S/o.Not known to the petitioner, Major
Kodakanchi Gram Panchayat, Jinnaram Mandal,
Medak District.

....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or direction or order or orders more particularly one in the nature of writ Habeas Corpus directing respondents 1 to 3 to produce the children of the petitioner (Natural biological mother) from the custody of respondents 4 & 5 and handover them to the petitioner and pass such other order or orders.

Counsel for the Petitioner: MR.K.JOE RATHAN RAJ
Counsel for the Respondent No.: THE ADVOCATE GENERAL

-

-

The Court at the admission stage made the following Order: (per Sri BN.J)

We have examined the alleged detenus who are the children of the petitioner herein. They state that they do not want to go with their mother as she deserted them after the death of their father. Therefore, we are convinced that the children are not in the wrongful confinement and that they are living voluntarily with their paternal grand mother. Mother is free to seek their custody in appropriate proceedings if so advised.

The Habeas Corpus petition is accordingly dismissed. No costs.

(BILAL NAZKI,J)

dated 07.02.2005

(YETHIRAJULU,J)

msv.

To

1 The Director General of Police, Lakdi Ka pul, Hyderabad.
2 The Superintendent of police, Medak District.
3 The Station House officer, Jinnaram police Station, Jinnaram Mandal, Medak District.
4 2 CCs to the Advocate General, High Court of A.P. Hyderabad

5 2 CD copies.